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7
8 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

9 STATE OF CALIFORNIA
10

11 In the Matter of) FPPC No.: 01/388
12)
13 UNITED FOOD and COMMERCIAL) STIPULATION, DECISION and
14 WORKERS ISSUE EDUCATION FUND, JOHN) ORDER
15 PEREZ, and JOHN SPERRY,)
16)
17 Respondents.)
18

19 Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and
20 Respondents United Food and Commercial Workers Issue Education Fund, John Perez, and John Sperry
21 hereby agree that this stipulation will be submitted for consideration by the Fair Political Practices
22 Commission at its next regularly scheduled meeting.

23 The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this
24 matter, and to reach a final disposition without the necessity of holding an administrative hearing to
25 determine the liability of Respondents.

26 Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural
27 rights set forth in sections 83115.5, 11503, and 11523 of the Government Code, and in section 18361 of
28 Title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally

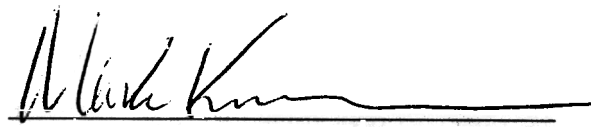
1 appear at any administrative hearing held in this matter, to be represented by an attorney at
2 Respondents' own expense, to confront and cross-examine all witnesses testifying at the hearing, to
3 subpoena witnesses to testify at the hearing, and to have an impartial administrative law judge preside
4 over the hearing as a hearing officer, and to have the matter judicially reviewed.

5 It is further stipulated and agreed that Respondents violated the Political Reform Act by failing
6 to timely file late independent expenditure reports (8 counts), failing to properly report contributions (1
7 count), failing to properly report miscellaneous receipts (1 count), failing to file supplemental
8 independent expenditure reports (3 counts), and failing to timely file a late contribution report (1 count),
9 in violation of Sections 84204, 84211, 84203.5, and 84203 of the Government Code, as described in
10 Exhibit 1, which is attached hereto and incorporated by reference, as though set forth herein. Exhibit 1
is a true and accurate summary of the facts in this matter.

12 Respondents agree to the issuance of the decision and order, which is attached hereto.
13 Respondents also agree to the Commission imposing upon them an administrative penalty in the amount
14 of Twenty Three Thousand Dollars (\$23,000). A cashier's check from Respondents in said amount,
15 made payable to the "General Fund of the State of California," is submitted with this stipulation as full
16 payment of the administrative penalty, to be held by the State of California until the Commission issues
17 its decision and order regarding this matter. The parties agree that in the event the Commission refuses
18 to accept this stipulation, it shall become null and void, and within fifteen (15) business days after the
19 Commission meeting at which the stipulation is rejected, all payments tendered by Respondents in
20 connection with this stipulation shall be reimbursed to Respondents. Respondents further stipulate and
21 agree that in the event the Commission rejects the stipulation, and a full evidentiary hearing before the
22 Commission becomes necessary, neither any member of the Commission, nor the Executive Director,
23 shall be disqualified because of prior consideration of this stipulation.

24
25 Dated

15 July 2003



Mark Krausse
Executive Director
Fair Political Practices Commission

2 Dated:

6/25/03

3
4 John Perez, individually and on behalf of United
Food and Commercial Workers Issue Education Fund,
Respondents

6 Dated:

6-25-03

7
8 John Sperry, individually and on behalf of United
Food and Commercial Workers Issue Education Fund,
Respondents

10 The foregoing stipulation of the parties "In the Matter of United Food and Commercial Workers
11 Issue Education Fund, John Perez and John Sperry, FPPC No. 01/388," including all attached exhibits, is
12 hereby accepted as the final decision and order of the Fair Political Practices Commission, effective
13 upon execution below by the Chairman

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16 IT IS SO ORDERED

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19 Dated:

20 Liane M. Randolph, Chairman
Fair Political Practices Commission